IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1366 OF 2003
IN
SUMMARY SUIT NO.1329 OF 2003

Mukunda T. Rajalingam & Anr. ...Plaintiffs
Vs.
Subhash Veljibhai Chawda ...Defendant

Mr.P.C. Mankad i/b. Mr.P.D. Kadam for Plaintiffs
Mr.P.M.Shah for Defendant

CORAM: SMT.R.S.DALVI,J.
DATED: 8TH JULY, 2005

P.C.

1. The parties agree that the Defendants provide the Plaintiffs one flat No.A-2 on the ground floor of the building, Sahakar Co-operative Housing Society. Since the said flat admeasures 10 Sq. Mtrs. less then what was agreed upon between the parties, the parties further agree that the Defendant shall pay the Plaintiffs Rs.246000/- as per market value. in respect of the suit premises.

2. The parties agree that the entire transaction along with the requisite payment of consideration shall be completed within 8 weeks from today.

3. The parties further agree that the construction of the flat shall be as per the plan.

4. Notice of Motion as well as the suit are disposed of accordingly.

5. 2/3rd refund of costs.

(SMT.R.S.DALVI,J.)